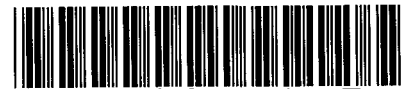


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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

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DOCKETED

JUL 26 2006

JEFF HATCH-MILLER, Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF  
PICACHO SEWER COMPANY FOR APPROVAL  
TO EXTEND ITS SEWER CERTIFICATE OF  
CONVENIENCE AND NECESSITY TO  
ADDITIONAL PORTIONS OF ROBSON RANCH  
AND EJR RANCH IN PINAL COUNTY.

DOCKET NO. SW-03709A-06-0314

PROCEDURAL ORDER

**BY THE COMMISSION:**

On May 4, 2006, Picacho Sewer Company ("Picacho" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate" or "CC&N"), to include additional portions of Robson Ranch and EJR Ranch in Pinal County.

On July 20, 2006, the Commission's Utilities Division ("Staff") filed a Sufficiency Letter in this docket indicating that the Applicant's application has met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C").

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that the **hearing** shall be held on **October 6, 2006, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-105, except that all Motions to Intervene must be filed on or before **September 15, 2006**.

IT IS FURTHER ORDERED that **objections to any Motions to Intervene** must be filed no later than **September 22, 2006**.

IT IS FURTHER ORDERED that Picacho shall provide public notice of the hearing in this matter, in the following form and style, with the heading no less than 10 point bold type and the body

no less than 10 point regular type:

**PUBLIC NOTICE OF THE HEARING FOR THE APPLICATION OF PICACHO  
SEWER COMPANY FOR APPROVAL TO EXTEND ITS SEWER CERTIFICATE  
OF CONVENIENCE AND NECESSITY TO ADDITIONAL PORTIONS OF  
ROBSON RANCH AND EJL RANCH IN PINAL COUNTY.**

**Docket No. SW-03709A-06-0314**

On May 4, 2006, Picacho Sewer Company ("Picacho" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate"). If the application is granted, the Applicant would be the exclusive provider of wastewater service to the proposed extension area and would be required by the Commission to provide service under rates and charges and terms and conditions established by the Commission. The application, report of the Commission's Utilities Division Staff, and any written exceptions to the Staff Report prepared by the applicant will be available for inspection during regular business hours at the offices of the Commission located at 1200 West Washington Street, Phoenix, Arizona 85007, and at offices of the Applicant, [address] and on the internet via the Commission website ([www.azcc.gov](http://www.azcc.gov)) using the e-docket function.

The Commission will hold a public hearing on this matter on **October 6, 2006 at 10:00 a.m.** at the Commission's offices, at 1200 West Washington Street, Phoenix, Arizona. Public comment will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene in the proceedings and participate as a party. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to the Applicant or its counsel and to all parties of record, and which at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g. a customer of the Applicant, a shareholder of the Company, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all Motions to Intervene must be filed on or before September 15, 2006. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. Failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf. You will not, however, receive any further notice of the proceeding unless requested by you. Please check with the Commission for any changes to the scheduled hearing date.

1 If you have any comments, mail them to:

2 The Arizona Corporation Commission  
3 Attention Docket Control  
4 re: Picacho Sewer Company  
5 SW-03709A-06-0314  
6 1200 West Washington Street  
7 Phoenix, Arizona 85007

8 If you have any questions about this application, you may contact the application at  
9 **[insert telephone number]**. If you wish to file written comments on the application  
10 or want further information on intervention, you may contact the Consumer Services  
11 Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007  
12 or call 1-800-222-7000.

13 The Commission does not discriminate on the basis of disability in admission to its  
14 public meetings. Persons with a disability may request a reasonable accommodation  
15 such as sign language interpreter, as well as request this document in an alternative  
16 format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602-542-  
17 3931, E-mail lghogan@azcc.gov. Requests should be made as early as possible to  
18 allow time to arrange the accommodation.

19 IT IS FURTHER ORDERED that Applicant shall **mail to each property owner or property**  
20 **owner representative** in the requested extension area a copy of the above notice and shall cause the  
21 above notice to be published in a newspaper of general circulation in its service territory, with  
22 publication and mailing to be completed no later than **September 1, 2006**.

23 IT IS FURTHER ORDERED that Applicant shall **file certification of mailing and**  
24 **publication** as soon as practicable after the mailing/publication has been completed, but not later  
25 than **September 15, 2006**.

26 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing and  
27 publication of same, notwithstanding the failure of an individual property owner to read or receive  
28 the notice.

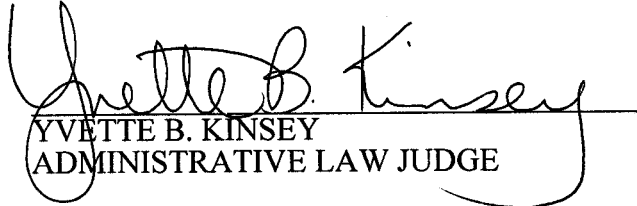
IT IS FURTHER ORDERED that Staff shall **file a Staff Report on or before September 1,**  
**2006.**

IT IS FURTHER ORDERED that any **objections to the Staff Report shall be filed on or**  
**before September 11, 2006.**

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized  
Communications) applies to this proceeding as the matter is now set for public hearing.

1 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter,  
2 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by  
3 ruling at hearing.

4 Dated this 26<sup>th</sup> day of July, 2006

5  
6   
7 YVETTE B. KINSEY  
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
10 this 26 day of July, 2006 to:

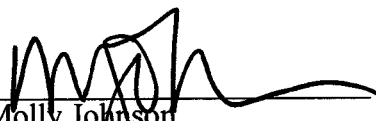
11 Jim Poulos  
12 9532 E. Riggs Road  
13 Sun Lakes, AZ 85248

14 Christopher Kempley, Chief Counsel  
15 Legal Division  
16 ARIZONA CORPORATION COMMISSION  
17 1200 West Washington Street  
18 Phoenix, AZ 85007

19 Ernest G. Johnson, Director  
20 Utilities Division  
21 ARIZONA CORPORATION COMMISSION  
22 1200 West Washington  
23 Phoenix, AZ 85007

24 ARIZONA REPORTING SERVICE, INC.  
25 2627 N. Third Street, Ste. Three  
26 Phoenix, Arizona 85004-1104

27 By:

28   
Molly Johnson  
Secretary to Yvette B. Kinsey